

Message Text

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FM SECSTATE WASHDC
TO AMEMBASSY CARACAS

UNCLAS STATE 309156

FOR MYLES FRECHETTE FROM L/EUR, DAVID GANTZ

FOL RPT LIMA 11099 ACTION SECSTATE 9 DEC QUOTE

UNCLAS LIMA 11099

EO 11652: N/A
TAGS: BDIS, ENRG, PFOR, PE
SUBJ: GREENE AGREEMENT: CONCHAN LAWYER REQUEST EMBASSY
ASSISTANCE

1. DR. ANDRES ARAMBURU MENCHACA, PERUVIAN LAWYER, RETAINED BY STANDARD OIL OF CAL CALLED ON ECONOFF TO REQUEST EMBASSY'S ASSISTANCE IN OBTAINING PAYMENT FROM GOP FOR ONE OF CONCHAN'S FORMER CREDITORS, BANCO WIESE. ACCORDING TO ARAMBURU, THE BANK HAD LOANED APPROXIMATELY 6 MILLION SOLED TO CONCHAN IN PERIOD SHORTLY BEFORE GOP EXPROPRIATED COMPANY. ARAMBURU HOLDS THAT, IN ACCORDANCE WITH PROVISIONS OF GREENE AGREEMENT, GOP ASSUMED REFINERIA CONCHAN'S DULY-CONTRACTED OBLIGATIONS AND THEREFORE GOP SHOULD PAY THIS OUTSTANDING DEBT. HOWEVER, ACCORDING TO ARAMBURU, GOP CLAIMS IT NEVER RECEIVED NOTIFICATION OF THIS REFINERIA CONCHAN DEBT TO BANCO WIESE.

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2. ARAMBURU BELIEVES THAT IN COURSE OF GREENE AGREEMENT NEGOTIATION OR IMPLEMENTATION, USG MUST HAVE INFORMED GOP OF OUTSTANDING OBLIGATIONS OF EXPROPRIATED COMPANIES. HE HAS REQUESTED THAT EMBASSY REVIEW RECORDS TO FIND SUCH NOTIFICATION IN CONCHAN CASE.

3. REVIEW OF EMBASSY FILES ON GREENE AGREEMENT HAS PRODUCED NO SUCH NOTIFICATION AND WE HAVE SO INFORMED ARAMBURU. WE HAVE TOLD HIM THAT WE WILL REQUEST THE STATE DEPARTMENT TO REVIEW GREENE AGREEMENT DOCUMENTS IN EFFORT TO LOCATE DESIRED INFORMATION. ARAMBURU SAID HE WILL NOTIFY STANDARD OIL OF CALIFORNIA (CONCHAN'S PARENT COMPANY) OF LACK OF DOCUMENTATION AT EMBASSY AND SUGGEST THAT COMPANY MAKE REQUEST DIRECTLY TO DEPARTMENT.

4. ACTION REQUESTED: PLEASE INFORM EMBASSY WHETHER SUCH NOTIFICATION FROM USG TO GOP EXISTS AND PROVIDE GUIDANCE ON HOW WE SHOULD PROCEED IN THIS MATTER.

DEAN

UNQUOTE ROBINSON

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